

REMARKS

Summary of Office Action

Claims 4, 5 and 9 are rejected under 35 U.S.C. §102(e) as being anticipated by Hayakawa et al. (USPN 6, 858, 898 B1, hereinafter referred as Hayakawa).

Claim 6-8 are objected as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Summary of Amendment

Independent Claim 4 has been amended to include all limitations of claims 5 and 6, and also claims 7-9 have been amended. No new matter has been added. Claims 1-3 and 15-36 had been cancelled, and claims 5-6 have been cancelled. Accordingly, claims 4 and 7-14 are pending for consideration.

The Rejection Under 35 U.S.C §102

Claims 4, 5 and 9 are rejected under 35 U.S.C. §102(e) as being anticipated by Hayakawa et al. (USPN 6, 858, 898 B1, hereinafter referred as Hayakawa), Claim 6-8 are objected as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

In the amendment to the claims, independent claim 4 has been amended to include all of the limitations of claims 5 and 6.

Applicants respectfully submit that independent claim 4 is patentable over Hayakawa. Claim 4 recites an active matrix organic electro luminescence display panel device, having a combination of

elements including, for example, “a capacitor for sustaining a light emission of the organic electro luminescence diode, wherein the organic electro luminescence diode includes: a first electrode formed of transparent conductive material on the low refractive thin film and connected to the switching device; an organic light emission layer including an organic luminous material on the first electrode; and a second electrode including a metal material to cover the organic light emission layer, the switching device, and the capacitor, and wherein the switching device includes: a buffer layer formed on the substrate; a semiconductor layer formed at a predetermined area on the buffer layer; a gate insulating film and a gate electrode sequentially deposited on the semiconductor layer; a drain electrode connected to the semiconductor layer and connected to the first electrode of the organic electro luminescence diode; and a source electrode connected to the semiconductor layer and connected to the capacitor”. Hayakawa fails to teach, either expressly or inherently, at least these features of the claimed invention.

Accordingly, Applicants respectfully submit that claim 4, and claims 7-14 which depend from claim 4 are patentable over Hayakawa.

In view of the above, each of the presently pending claims in this application is believed to be in immediate condition for allowance. Accordingly, the Examiner is respectfully requested to pass this application to issue.

CONCLUSION

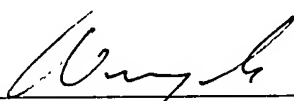
In view of the foregoing, it is believed that all the pending claims are now in condition for allowance. Should the Examiner feel that there are any issues outstanding after consideration of the response, the Examiner is invited to contact the Applicant's undersigned representative to expedite prosecution.

If there are any other fees due in connection with the filing of this response, please charge the fees to our Deposit Account No. 50-0310. If a fee is required for an extension of time under 37 C.F.R. 1.136 not accounted for above, such an extension is requested and the fee should also be charged to our Deposit Account.

Respectfully submitted,

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